

**IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE DISTRICT OF DELAWARE**

In re:	)	CHAPTER 11
	)	
W.R. GRACE & CO., <i>et al.</i> ,	)	Case No. 01-01139 (JKF)
	)	(Jointly Administered)
Debtors.	)	
	)	Re: Docket No. 22819

**ANDERSON MEMORIAL HOSPITAL'S  
DIRECT WITNESS ORDER AND ESTIMATED TESTIMONY TIME**

Anderson Memorial Hospital ("Anderson") hereby files its Witness Order and Estimated Testimony Time as directed by the Fourth Amended Case Management Order Related to the First Amended Plan of Reorganization, dated August 17, 2009 (DI #22819):

Anderson notes that it has been hampered in its ability to determine the evidence it will be necessary to present at the confirmation hearing as a result of the Debtors' discovery abuses in discovery taken to date. Subject to and without limiting Anderson's ability to amend and modify the following, Anderson anticipates calling the following witnesses live at the confirmation hearing:

William M. Ewing – Mr. Ewing may testify as to feasibility issues. His direct testimony is estimated to take approximately 1 hour.

John P. Freeman – Mr. Freeman may testify as to Grace's actions against Anderson and its counsel before and during the bankruptcy. His direct testimony is estimated to take approximately 1.5 hours.

W.D. Hilton, Jr. – Mr. Hilton may testify as to the processing of Anderson's claims in the Celotex Bankruptcy. His direct testimony is estimated to take approximately 15 minutes.

Gibson Solomons – Mr. Solomons may testify as to statements made by Grace’s counsel about its purpose in attacking Speights & Runyan. His direct testimony is estimated to take approximately 30 minutes.

In the event that Anderson is unable to present the following witnesses by publishing their deposition testimony or through cross-examination, it may also call, for the purposes identified in its Pre-Trial Submission:

David T. Austern – 15 minutes.

Richard Finke – 45 minutes.

B. Thomas Florence – 15 minutes.

Jay Hughes – 10 minutes.

Elihu Inselbuch – 20 minutes.

Hudson LaForce – 30 minutes.

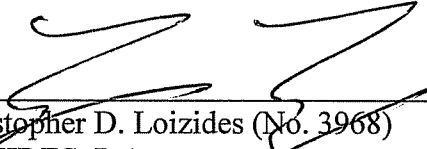
Peter Lockwood – 15 minutes.

Jeffrey Posner – 10 minutes.

Anderson continues to reserve the right to call any witness listed by any other party, any witness identified in further discovery, any witness to refute or explain matters revealed in subsequent discovery or argument, and to call any party (including its counsel) as a witness. Anderson also reserves the right for any identified witness to testify about any subject relevant to the confirmation hearing and reserves the right to call any witness listed on other parties’ witness lists. Anderson also reserves the right to use all pleadings submitted in this case and reserves the right to call a records custodian necessary to establish the authenticity or business records foundation of any exhibit Anderson seeks to introduce into evidence, if such exhibit’s admissibility is not stipulated. Anderson’s witness list does not include witnesses who are wholly rebuttal or impeachment witnesses, and Anderson reserves the right to call witnesses for

rebuttal or impeachment purposes. Finally, Anderson reserves the right to present evidence on issues not addressed herein if such issues become relevant to the Court or to Plan Confirmation.

DATED: August 24, 2009



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